HIGH COURT OF CHHATTISGARH AT BILASPUR

W. P. (S) No. 1091 of 2007

Petitioner		Ku. Augustina Khalco, daughter of Shri Ignesh Khalco, aged about 48 years, Principal, Government Girls Higher Secondary School, Manipur Ward, Ambikapur, District- Sarguja (C.G.)
	Versus-	
Respondents	1.	State of Chhattisgarh, through Secretary, School Education Department, D.K.S. Bhawan, Raipur, District- Raipur (C.G.)
	2.	Upper Secretary, Chhattisgarh State School Education Department, Raipur (C.G.)
	3.	Director, Lok Shikshan Sanchalay, Chhattisgarh, Raipur (C.G.)
	4.	District Education Officer, Ambikapur, District- Sarguja (C.G.)
	5.	Collector, Sarguja, District- Sarguja (C.G.)
	6.	R. N. S. Kamre, Principal, Government Girls Higher Secondary School, Ambikapur, Incharge District Education Officer, Ambikapur, Sarguja (C.G.)

WRIT PETITION UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA

SB: Hon'ble Mr. Justice **Satish K. Agnihotri**

Shri Sunil Sahu, Advocate for the petitioner.

Shri G. K. Beriwal, Deputy Advocate General with Smt. Anju Ahuja, Deputy Govt. Advocate for respondents No. 1 to 5.

ORDER

(Passed on this 29th day of June, 2007)

1. By this petition, filed under Article 226 of the Constitution of India, the petitioner challenges the legality and validity of the order dated 31.1.2007 (Annexure P/4), passed by the respondent No.5, whereby the charge of the post of District Education Officer, Ambikapur has been given to the respondent No.6.

2. Shri Nand Kumar, Secretary, School Education Department, Government of Chhattisgarh is present in person. He submits that the impugned order dated 31.1.2006 (Annexure P/4) is not in consonance with the policy of the State Government. He further submits that the appropriate action will be taken against the officer concerned, who has failed to comply with the order passed by this Court and appropriate modified order will be passed within a period of two weeks from today.

3. In view of the categorical statement made by the Secretary, School Education Department, Govt. of Chhattisgarh, learned counsel appearing for the petitioner submits that nothing survives in this matter.

4. Thus, the petition stands disposed of. No order as to costs.

Sd/-
Satish K. Agnihotri
Judge

Thakur